GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

MINES & MINERALS – Mining Lease for Limestone over an extent of 369.00 Acs or 149.392 Hectares in Sy.Nos.719/1A, 719/3A & 719/3C of Palkur (V), Banaganapalli (M), Kurnool Dist in favour of M/s.Sree Jayajyothi Cements (P) Ltd., for a period of (50) years for **captive purpose** - Orders – Issued.

INDUSTRIES & COMMERCE (M.III) DEPARTMENT

G.O.MS.No. 178 Dated: 16-12-2016

Read the following:

1. Govt Memo No.8628/M.I(1)/2008, dt.04.12.2010.
2. Govt Memo No. 8628/M.I(1)/2008, dt.23.11.2012.
3. Progs No.12128/R4-2/2007, dt.30.04.2013, 23.11.2013 & 11.08.2014 of DM&G, GoAP, Hyd.
4. MM (D&R) Amendment Act, 2015 (Ordinance 3 of 2015), dt.12.01.2015 by issued by the Ministry of Law & Justice (Legislative Dept), GoI, New Delhi.
5. Lr.No.AP/KNL/MP/LSt-139-Hyd, dt.07.09.2015 of Regional Controller of Mines, IBM, Hyderabad.
6. From the Ministry of Environment, Forest & Climate Change, I.A. Division, GoI, New Delhi Lr.F.No.J-11015/34/2014-IA.II (M), dt.17.08.2016.
7. From the Joint Chief Environmental Engineer, APPCB, Zonal Office, Kurnool Order No.KNL-665/PCB/ZOK/CFE/2016-653, dt.08.09.2016.
8. G.O.Ms.No.136, Ind & Com (M.III) Dept, dt.19.10.2016.
9. From M/s.Sree Jayajyothi Cements Private Ltd., Lr.dt.29.10.2016 addressed to the DM&G.
10. From DM&G, GoAP, Hyd File bearing No.12128/R4-2/007, dt.16.11.2016.

****

O R D E R:

In the reference 1st read above, Government have proposed to grant of Mining Lease for Limestone over an extent of 535.36 Acs or 216.757 Hectares in Sy.Nos.719/1A, 719/3A & 719/3C of Palkur (V), Banaganapalli (M), Kurnool Dist in favour of M/s.Sree Jayajyothi Cements Ltd., for a period of (20) years for the use of their existing Cement Plant and notice was issued to the applicant Co., to submit AMP U/r 22 (4) of M.C. Rules, 1960 along with E.C. from GoI & CFE from APPCB within a period of (6) months.

2. Subsequently, in the reference 2nd read above, the applicant Co., M/s.Sree Jayajyothi Cements Ltd., was requested to submit the AMP U/r 22 (4) of M.C. Rules, 1960 along with E.C. from GoI & CFE from APPCB for the M.L. for Limestone for the revised extent of 369.00 Acs or 149.392 Hectares instead of 535.36 Acs in Sy.Nos.719/1A, 719/3A & 719/3C of Palkur (V), Banaganapalli (M), Kurnool District since the Northern part of the recommended area is falling under Ramathirtham R.F., and the applicant Co., was requested to submit the AMP within a period of (6) months to consider the ML Application.

3. In the reference 10th read above, the Director of Mines & Geology, Government of A.P., Hyderabad while furnishing the AMP approved by the IBM, EC issued by the MOEFCCIAD & CFE issued by the APPCB along with ROEs has stated that Government have accorded permission for change of name of the applicant Co., as M/s.Sree Jayajyothi Cements (P) Ltd., based on which the Co., has requested for grant of ML for a period of (50) years as per MM (D&R) Amendment Act, 2015 over the subject area. Further stated that the applicant Co., vide reference 9th read above has submitted that they have commissioned a Cement plant on 27.06.2010 for 1.80 MTPA of Clinker & 3.20 MTPA Cement in Yanakandla (V), Banaganapalli (M), Kurnool District for which the MoEF, GoI, New Delhi vide Lr.dt.28.04.2015 issued environmental clearance for increasing the Clinker capacity from 1.8 MTPA to 2.2 MTPA. Accordingly, if the M.L. granted for the now proposed area of 149.392 Hectares which consists of 9.367 MTs reserves as per IBM approved plan the same will cater the need of above Cement plant along with the existing M.L. granted area consisting of 42.77 MTs reserves for captive purpose of applicant Co. The present Clinker production will cater Limestone requirement for a period about (16) years as per the grade of the area. The Director of Mines & Geology, Government of A.P., Hyderabad has further stated that the present clinker production of the Co., is 2.2 MTPA whereas the annual requirement of the Limestone is about 3.30 MTPA as per the grade of the area. As such the Limestone reserves in the existing as well as proposed M.L. are cater the requirement of the plant for a period of about (16) years. Further the overall M.L. area will comes to (existing extent = 343.22 + proposed extent = 149.392 Hectares) 492.612 Hectares which is within the limit of 10 Sq.Kms (1000.000 Hectares) as per Sec 6 (1) (b) of MM (D&R) Act, 1957.

(P.T.O.)

4. The Director of Mines & Geology, Government of A.P., Hyderabad has therefore requested the Government to consider for grant of M.L. for Limestone over an extent of 369.00 Acs or 149.392 Hectares in Sy.Nos.719/1A, 719/3A & 719/3C of Palkur (V), Banaganapalli (M), Kurnool Dist in favour of M/s.Sree Jayajyothi Cements (P) Ltd., for a period of (50) years U/s 8 (2) & 10 A (2) (c) MM (D&R) Amendment Act, 2015. The DM&G has submitted the following particulars for consideration:

(i) Extension of time accorded for a period of 1 ½ year to the applicant Co., vide reference 3rd read above, up to 22.11.2014 for submission of AMP and to submit the same within a period of (2) years as per Sec 10 (A) (2) (c) of MM (D&R) Amendment Act, 2015.

(ii) Approved Mining Plan along with Progressive Mine Closure Plan U/r 23 B of MCDR, 1988) approved by Regional Controller of Mines, IBM, Hyderabad Regional office in favour of M/s.Sree Jayajyothi Cements Ltd., vide reference 5th read above, in terms of Clause (b) of sub-section (2) of Sec-5 of MM (D&R) Act, 1957 read with GoI order No.S.O. 445 (E), dt.28.04.1987 wherein, the mineable reserves & resources of Cement Grade as per UNFC classification are estimated as 28.449 Million Tonnes and the life of the mine was anticipated as (50) years *(24 Years as per demonstrated reserves of 9.367 MTs @ 0.40 MTs per annum and an additional life of 25 years should the resource under G4 category of 11.34 MTs of recoverable Qty be converted into reserves by additional exploration.)*

(iii) Environmental Clearance issued by Ministry of Environment, Forest & Climate Change, I.A. Division, GoI, New Delhi vide reference 6th read above, for the new captive Limestone mine for 0.4 MTPA Production capacity at Palkur (V), Banaganapalli (M), Kurnool Dist with specific & general conditions in favour of M/s.Sree Jayajyothi Cements Ltd.

(iv) COFE (Consent order for Establishment) issued by the Joint Chief Environmental Engineer, APPCB, Zonal Office, Kurnool vide reference 7th read above, for 0.4 Million TPA Mining activity for Limestone to carry out in an area of 149.392 hectares in Sy.Nos.719/1A, 719/3A & 719/3C of Palkur (V), Banaganapalli (M), Kurnool Dist, in favour of M/s.Sree Jayajyothi Cements Ltd. (valid for 7 years from the date of issue.)

5. In the reference 8th read above, orders were issued for change of name of the applicant Co., from M/s.Sree Jayajyothi Cements Ltd., to M/s.Sree Jayajyothi Cements (P) Ltd., in respect of existing and proposed grant of ML areas U/r 61 of Minerals (Other than Atomic & Hydro Carbon Energy Minerals) Concession Rules, 2016 amended vide GoI Gazette Notification No:G.S.R. 279 (E) dt.04.03.2016.

6. Government, after careful examination of the matter, hereby grant Mining Lease for Limestone over an extent of 369.00 Acs or 149.392 Hectares in Sy.Nos.719/1A, 719/3A & 719/3C of Palkur (V), Banaganapalli (M), Kurnool Dist in favour of M/s.Sree Jayajyothi Cements (P) Ltd., for a period of (50) years under Sec 8 (A) (2) and Sec 10 A (2) (c) of Mines & Minerals (Development & Regulation) Amendment Act, 2015 (Ordinance 3 of 2015) for **captive purpose** subject to satisfaction of all terms & conditions of old & new MM (D&R) Act, 1957 & 2015 and Minerals (Other than Atomic & Hydro Carbon Energy Minerals) Concession Rules, 2016 and also subject to the terms & conditions of Environmental Clearance issued by Ministry of Environment, Forest & Climate Change, I.A. Division, GoI, New Delhi and CFE (Consent for establishment) issued by the APPCB**.**

7. The rates of royalty, dead rent, surface rent and water charges shall be collectable as follows or as revised by the Government from time to time:

I.Royalty:

Limestone	(a) L.D.Grade (less than one and half percent Silica content)	Ninety Rupees per Tonne.
	(b) Others	Eighty Rupees per Tonne.

II. Dead rent:

Rates of dead rent in Rupees per Hectare per annum or as revised by the Government from time to time		
From Second year of lease	Third and Fourth year	Fifth year onwards
400	1000	2000

III. Surface rent and water charges: As fixed by Government from time to time

Contd……p.3

8. The grantee should execute the lease deed as prescribed under MM (D&R) Amendment Act, 2015.

9. The grantee should pay necessary deposit amounts as prescribed under the existing Rules before the lease is actually executed.

10. The terms & conditions referred to in paras 7 to 9 of this order are subject to such further modifications, additions and alterations as may be ordered before the lease deed is executed.

11. The Director of Mines & Geology, Government of A.P., Hyderabad shall take necessary further action for the execution of Lease deed after satisfying himself that the grantee fulfills all the required provisions of the amended Act & Rules. As soon as the Lease deed is executed, the date of such execution should be reported to the Government.

Note: the grant is liable to cancellation, should it be found at later date that it was grossly inequitable or was made under a mistake of fact or owing to misrepresentation or fraud in excess of authority.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.SREEDHAR
SECRETARY TO GOVERNMENT (MINES)

To,
M/s.Sree Jayajyothi Cements Private Limited,
9th Floor, Block-3, My Home Hub, Madhapur, Hyderabad – 500 081.
The Director of Mines & Geology, Government of A.P., Hyderabad. (with file)

Copy to:

The Zonal Joint Director of Mines & Geology, YSR Kadapa District.
The Assistant Director of Mines & Geology, Banaganapalle, Kurnool District.
The District Collector, Kurnool District.
Secretary to Government of India, Ministry of Mines, Sastry Bhavan, New Delhi – 110 001.
The Controller General, Indian Bureau of Mines, Indira Bhavan, Civil Lines, Nagpur – 440 001.
The Director General of Mines Safety, Dhanbad, Bihar.
The Regional Controller of Mines, Indian Bureau of Mines, Room No.603, 6th Floor, CGO Towers, Kavadiguda, Secunderabad – 500 080.
SF/SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER